

BOARD BILL NO. 160**INTRODUCED BY ALDERWOMAN PHYLLIS YOUNG**

1 An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the
2 "Board of Public Service"), establishing a public works and improvement project for the
3 Downtown Traffic Signal and Intersection Improvements - Broadway, 7th. St., Chestnut St., and
4 Market St. involving new traffic signal equipment, vehicle detection, and pedestrian upgrades
5 around Kiener Plaza (the "Downtown Traffic Signal and Intersection Improvement Project");
6 authorizing and directing the City of St. Louis (the "City"), by and through its Board of Public
7 Service, to let contracts and provide for the design, construction, materials, and equipment for
8 the Downtown Traffic Signal and Intersection Improvement Project; authorizing the Board of
9 Public Service to employ labor and consultants, pay salaries, fees and wages, acquire any and all
10 said real and personal property rights and interests, in whole or in part, including easements (by
11 lease, purchase, condemnation, or otherwise), as necessary for completion of the Downtown
12 Traffic Signal and Intersection Improvement Project, and to enter into supplemental agreements
13 with the Missouri Highway and Transportation Commission, Federal Highway Administration,
14 utilities, railroads, Metropolitan Park and Recreation District d/b/a Great Rivers Greenway
15 District, and other governmental agencies as necessary for completion of the Downtown Traffic
16 Signal and Intersection Improvement Project, all in accordance with the federal Transportation
17 Equity Act for the 21st Century (23 U.S.C. § 110, *et seq.*), with any contract containing sections
18 for: description of the work, material guarantees, estimated expenditure allocations, fund
19 reversion authorization, applicable federal and state wage rate requirements, equal opportunity
20 provisions, the Mayor's Executive Orders, and contract advertising statutes; requiring that all
21 work provided for herein shall be carried out in accordance with detailed plans and specifications
22 adopted and approved by the Board of Public Service before bids are advertised therefor;
23 directing that all construction contracts let by authority of this Ordinance provide for federal and

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Sponsor: Alderwoman Phyllis Young

1 state prevailing wage requirements, including prevailing wage holiday and overtime pay, and
2 compliance with all applicable statutes of the State of Missouri including Sections 290.210
3 through 290.340 of the Revised Statutes of Missouri, 2000, as amended, the City Charter, City
4 ordinances including the “Complete Streets Policy, ” (City Ordinance 68663), when applicable,
5 and the Revised Code of the City, as amended; requiring that all contractors shall comply with
6 the provisions of Sections 285.525 through 285.555 of the Revised Statutes of Missouri, 2000, as
7 amended, by requiring enrollment and participation in a federal work authorization program and
8 agreeing not to knowingly employ unauthorized aliens; requiring that all contractors shall
9 comply with the provisions of Section 292.675 of the Revised Statutes of Missouri, 2000, as
10 amended, by providing a ten-hour Occupational Safety and Health Administration construction
11 safety program for their on-site employees; requiring that all contractors shall comply with the
12 provisions of Section 34.057 of the Revised Statutes of Missouri, 2000, as amended, (Prompt
13 Payment/Retainage), as applicable; requiring the furnishing of a bond by every contractor on this
14 public works project pursuant to the provisions of Section 107.170 of the Revised Statutes of
15 Missouri, 2000, as amended; requiring compliance with Section 34.353 of the Revised Statutes
16 of Missouri, 2000, as amended (Domestic Product Procurement Act – Buy American); requiring
17 all specifications approved by the Board of Public Service and contracts let by authority of this
18 Ordinance shall provide for: compliance with the Mayor’s Executive Orders on Equal
19 Opportunity and maximum MBE/WBE/DBE utilization goals, except when superseded or
20 prohibited by federal or state law or regulation; requiring all advertisements for bids pursuant to
21 this Ordinance be subject to the provisions of Section 8.250 of the Revised Statutes of Missouri,
22 2000, as amended; appropriating the total estimated cost of the Downtown Traffic Signal and
23 Intersection Improvement Project of One Million, Five Hundred Thousand Dollars

1 (\$1,500,000.00) from various sources including the Federal Highway Administration Moving
2 Ahead for Progress in the 21st Century Act (MAP-21), and the Metropolitan Park and Recreation
3 District d/b/a Great Rivers Greenway District, a political subdivision duly established under the
4 laws of the State of Missouri (hereinafter called "GRG"); authorizing and directing the
5 Comptroller of the City to draw warrants from time to time and disburse funds appropriated by
6 this Ordinance and to receive and disburse grant funds in accordance with the Transportation
7 Equity Act of the 21st Century (23 U.S.C. § 110, *et seq.*) upon the signature and certification of
8 vouchers by the President of the Board of Public Service; and containing a public work
9 emergency clause.

10 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

11 **SECTION ONE.** There is hereby authorized a public works and improvement project for
12 the Downtown Traffic Signal and Intersection Improvements - Broadway, 7th. St., Chestnut St.,
13 and Market St. involving new traffic signal equipment, vehicle detection, and pedestrian
14 upgrades around Kiener Plaza (the "Downtown Traffic Signal and Intersection Improvement
15 Project").

16 **SECTION TWO.** The City of St. Louis (the "City"), by and through its Board of Public
17 Service (the "Board of Public Service"), is hereby authorized and directed to let contracts and
18 provide for the design, construction, materials, and equipment for the Downtown Traffic Signal
19 and Intersection Improvement Project, to employ labor and consultants, pay salaries, fees and
20 wages, to acquire any and all said real and personal property rights or interests, in whole or in
21 part, including easements (by lease, purchase, condemnation, or otherwise) for the completion of
22 the Downtown Traffic Signal and Intersection Improvement Project, to enter into supplemental
23 agreements with the Missouri Highway and Transportation Commission, Federal Highway

1 Administration, utilities, railroads, and other governmental agencies, all in accordance with the
2 federal Transportation Equity Act for the 21st Century (23 U.S.C. § 110, *et seq.*), with any
3 contracts containing sections for: description of the work, material guarantees, estimated
4 expenditure allocations, fund reversion authorization, applicable federal and state wage rate
5 requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract
6 advertising statutes.

7 **SECTION THREE.** The work provided for herein shall be carried out in accordance
8 with detailed plans and specifications to be adopted and approved by the Board of Public Service
9 before bids are advertised therefor.

10 **SECTION FOUR.** All construction contracts let under authority of this Ordinance shall
11 provide that no less than the prevailing hourly rate of wages in the City shall be paid, as
12 determined in accordance with the Federal Davis-Bacon Act and by the Department of Labor and
13 Industrial Relations of the State of Missouri (Sections 290.210 through 290.340 of the Revised
14 Statutes of Missouri, 2000, as amended) for each craft or type of work needed in the actual labor
15 on the jobs herein authorized, as well as the general prevailing rate of pay for legal holidays and
16 overtime work shall be paid to all workers on the Downtown Traffic Signal and Intersection
17 Improvement Project. All contracts let in connection with the construction provided for herein
18 shall be subject to, and in conformance with all applicable statutes of the State of Missouri, the
19 City Charter, City ordinances including the "Complete Streets Policy," (City Ordinance 68663),
20 and Revised Code of the City, as amended, including any applicable City codes, rules and
21 regulations. All contracts let in connection with the construction provided for herein shall
22 require contractor's enrollment and participation in a federal work authorization program and an
23 affirmation that contractor does not knowingly employ unauthorized alien employees pursuant to

Sections 285.525 through 285.555 of the Revised Statutes of Missouri, 2000, as amended, require contractor provide a ten-hour Occupational Safety and Health Administration construction safety program for their on-site employees as required by the provisions of Section 292.675 of the Revised Statutes of Missouri, 2000, as amended, as applicable, require the contractor(s) to comply with the provisions of Section 34.057 of the Revised Statutes of Missouri, 2000, as amended (Prompt Payment/Retainage), require the furnishing of a bond by every contractor on this public works project pursuant to the provisions of Section 107.170 of the Revised Statutes of Missouri, 2000, as amended, and require contractor(s) to comply with Section 34.353 of the Revised Statutes of Missouri, 2000, as amended (Domestic Product Procurement Act – Buy American).

SECTION FIVE. All specifications approved by the Board of Public Service and contracts let under the authority of this Ordinance shall provide for compliance with the Mayor's Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except when otherwise superseded or prohibited by federal or state law or regulation.

SECTION SIX. All advertisement for bids pursuant to this Ordinance shall be subject to Section 8.250 of the Revised Statutes of Missouri, 2000, as amended.

SECTION SEVEN. The total estimated cost of the Downtown Traffic Signal and Intersection Improvement Project is One Million, Five Hundred Thousand Dollars (\$1,500,000.00) of which the federal share is One Million, Two Hundred Thousand Dollars (\$1,200,000.00) from the Federal Highway Administration Moving Ahead for Progress in the 21st Century Act (MAP-21) to be appropriated from the Federal Aid to Urban Program Match Share Fund, also known as the Federal Aid to Urban Program Revolving Fund, established by Ordinance 56931, and the remaining local match share is Three Hundred Thousand Dollars

1 (\$300,000.00) to be obtained from the Metropolitan Park and Recreation District d/b/a Great
2 Rivers Greenway District, a political subdivision duly established under the laws of the State of
3 Missouri (hereinafter called “GRG”). Said improvements shall be contracted and executed in
4 parts as funds are accrued in the Match Share Fund and are adequate to pay the City’s share of
5 the cost.

6 **SECTION EIGHT.** The Comptroller of the City is hereby authorized and directed to
7 draw warrants from time to time and disburse funds appropriated by this Ordinance and is further
8 authorized and directed to receive and disburse grant funds in accordance with the
9 Transportation Equity Act of the 21st Century (23 U.S.C. § 110, *et seq.*), upon the signature and
10 certification of vouchers by the President of the Board of Public Service. Reimbursement funds
11 received shall be deposited into the Federal Aid to Urban Program Match Share Fund,
12 established by Ordinance 56931.

13 **SECTION NINE.** The Board of Public Service is hereby authorized to accept on behalf
14 of the City monetary donations from other governmental agencies and others to assist in paying
15 for the work authorized in this Ordinance. Funds received shall be deposited into the Downtown
16 Traffic Signal and Intersection Improvement Project Account.

17 **SECTION TEN.** This being an Ordinance providing for public work and improvement,
18 it is hereby declared to be an emergency measure as defined in Article IV, Sections 19 and 20 of
19 the City Charter and shall become effective immediately upon its passage and approval by the
20 Mayor of the City.